United Nations S/2012/927

Security Council

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The Security Council,

Taking note of the letter to the President of the Council from the Secretary-General dated 14 November 2012 (S/2012/845) attaching a letter from the President of the International Tribunal for the former Yugoslavia ("the International Tribunal") dated 29 October 2012,

Recalling its resolution 827 (1993) of 25 May 1993, 1503 (2003) of 28 August 2003 and 1534 (2004) of 26 March 2004, and its previous resolutions concerning the International Tribunal,

Recalling also its resolution 1966 (2010) of 22 December 2010, establishing the International Residual Mechanism for Criminal Tribunals ("the Mechanism") and requesting the International Tribunal to take all possible measures to expeditiously complete all its remaining work no later than 31 December 2014, prepare its closure and ensure a smooth transition to the Mechanism,

Recalling also its previous resolutions on the extension of the terms of office of the permanent and ad litem judges at the International Tribunal, who are members of the Trial Chambers and the Appeals Chamber,

Recalling further that the branch of the Mechanism for the International Tribunal for the former Yugoslavia shall commence functioning on 1 July 2013 and welcoming the preparatory steps that have been taken in this regard,

Taking into account the assessments by the International Tribunal in its Completion Strategy Report (S/2012/847), and the updated trial and appeals schedule,

Noting the concerns expressed by the President of the International Tribunal about staffing, and reaffirming that staff retention is essential for the timely completion of the International Tribunal's work,

Acting under Chapter VII of the Charter of the United Nations,

1. *Requests* the ICTY to take all possible measures to complete its work as expeditiously as possible with the aim to facilitate the closure of the Tribunal, taking into account resolution 1966 (2010) which requested the International Tribunal to complete its trial and appeals proceedings by 31 December 2014, and recognizes that concerns have been expressed that its current trial and appeal schedules go beyond 31 December 2014;

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2. *Requests* the International Tribunal to present by 15 April 2013 a consolidated comprehensive plan on the completion strategy, closure and transition to the Mechanism, as recommended by the Board of Auditors, and updated and detailed schedules for each of the individual cases with a timeline for each procedural part of the case;

3. *Decides* to examine the consolidated comprehensive plan referred to in paragraph 2 of this resolution before 30 June 2013 with a view to considering what further recommendations should be made to facilitate the International Tribunal's progress towards completion, closure and transition to the Mechanism as soon as possible as requested in resolution 1966 (2010), which could include recommendations on all possible measures to scrutinize the operation and functioning of the Tribunal with the objective of ensuring the most efficient use of the Tribunal's resources and the completion of the Tribunal's mandate;

4. *Underlines* that States should cooperate fully with the International Tribunal, including through the provision of information to assist the Tribunal in its work, as well as with the Mechanism;

5. *Decides* to extend the term of office of the following permanent judges at the International Tribunal, who are members of the Appeals Chamber, until 31 December 2013 or until the completion of the cases to which they are assigned, if sooner:

Carmel Agius (Malta)
Liu Daqun (China)
Theodor Meron (United States of America)
Fausto Pocar (Italy)
Patrick Robinson (Jamaica)

6. *Decides* to extend the term of office of the following permanent judges at the International Tribunal, who are members of the Trial Chambers, until 31 December 2013 or until the completion of the cases to which they are assigned, if sooner:

Jean-Claude Antonetti (France)
Guy Delvoie (Belgium)
Burton Hall (The Bahamas)
Christoph Flügge (Germany)
O-Gon Kwon (South Korea)
Bakone Justice Moloto (South Africa)
Howard Morrison (United Kingdom)
Alphons Orie (The Netherlands)

7. *Decides* to extend the term of office of the following ad litem judges at the International Tribunal, who are members of the Trial Chambers, until 1 June 2013 or until the completion of the cases to which they are assigned, if sooner:

Elizabeth Gwaunza (Zimbabwe)
Michèle Picard (France)
Árpád Prandler (Hungary)
Stefan Trechsel (Switzerland)

8. *Decides* to extend the term of office of ad litem Judge Frederik Harhoff (Denmark), who is a member of the Trial Chambers, until 31 December 2013 or until the completion of the cases to which he is assigned, if sooner;

9. *Decides* to extend the term of office of the following ad litem judges at the International Tribunal, who are members of the Trial Chambers, until 31 December 2013 or until the completion of the cases to which they are assigned, if sooner:

Melville Baird (Trinidad and Tobago)
Flavia Lattanzi (Italy)
Antoine Kesia-Mbe Mindua (Democratic Republic of Congo)

10. *Decides* to remain seized of the matter.